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FACSIMILE TRANSMITTAL SHEET

TO:	Examiner Jack I. BERMAN Group Art Unit 2881 USPTO	FACSIMILE No.: (703) 872-9318
FROM:	Louis L. Wu, Reg. No. 44,413	FACSIMILE No.: (650) 330-0980 TELEPHONE No.: (650) 330-0900
DATE:	December 16, 2003	PAGE 1 OF: 5
SUBJECT:	In re Application of: Ellson et al. Serial No.: 10/087,372 Confirmation No.: 4669 Filed: March 1, 2002 Title: "METHOD AND SYSTEM USING ACOUSTIC EJECTION FOR PREPARING AND ANALYZING A CELLULAR SAMPLE SURFACE" Attorney Docket No.: 7610-0042.21	CONFIRMATION COPY TO FOLLOW: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

Submitted herewith is a Supplemental Reply to the Office Action of June 3, 2003, and a Terminal Disclaimer.

If there are any questions concerning this reply, please call me at (650) 330-4912.

Sincerely,



Louis L. Wu

WARNING: This facsimile message and accompanying documents are intended only for the use of the addressee indicated above. Information that is privileged or otherwise confidential may be contained therein. If you are not the intended recipient, you are hereby notified that any dissemination, copying, review, or use of the above message or the accompanying documents is strictly prohibited. If you have received this message in error, please notify us immediately by telephone or facsimile, and mail the original to us at the above address. Thank you.

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PTO/SB/21 (03-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/087,372
	Filing Date	March 1, 2002
	First Named Inventor	Richard N. ELLSON
	Art Unit	2881
	Examiner Name	Jack I. BERMAN
	Attorney Docket Number	7610-0042.21

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> No fee due <input type="checkbox"/> Fee Transmittal <input checked="" type="checkbox"/> Fee(s) due <input checked="" type="checkbox"/> Fee Transmittal <input checked="" type="checkbox"/> Charge \$55.00 to Deposit Account No. 18-0580 <input checked="" type="checkbox"/> Charge any underpayment or credit any overpayment to Deposit Account No. 18-0580 <input type="checkbox"/> Return postcard <input type="checkbox"/> Amendment under 37 CFR §1.111 <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement & Form(s) PTO-1449 <input type="checkbox"/> copy of cited reference <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts / Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s):	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <u>Supplemental Response</u>
Remarks: The Commissioner is hereby authorized to charge any additional or underpayment of fee(s) to Deposit Account No. 18-0580.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Name (print/type)	Louis L. Wu	Registration No. (Attorney/Agent)
		44,413
Telephone	(650) 330-0900	
Signature	<i>Louis L. Wu</i>	Date
		December 16, 2003

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the Official Facsimile Number for Technology Center TC2800 (Before Final) of the USPTO at facsimile number (703) 872-9318 on the date shown below.			
Name (print/type)	Margaret K. Surridge		
Signature	<i>Margaret K. Surridge</i>	Date	December 16, 2003

PTO/SB/17 (01-03)

Approved for use through 04/30/2003, OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2003

Effective 01/01/03. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** \$55.00**Complete if Known**

Application Number	10/087,372
Filing Date	March 1, 2002
First Named Inventor	Richard N. ELLSON
Examiner Name	Jack I. BERMAN
Group Art Unit	2881
Attorney Docket No.	7610-0042.21

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account No. 18-0580

Deposit Account Name Reed & Eberle LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Charge any underpayment or credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					\$0

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
70	- 70** = 0	0 x 0 =	\$0
4	- 4** = 0	0 x 0 =	\$0
Multiple Dependent		0 x 0 =	\$0

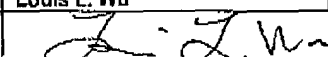
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claim in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	200	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					\$0

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavaldable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(g)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify): Terminal Disclaimer					\$55.00
*Reduced by Basic Filing Fee Paid					\$55.00
SUBTOTAL (3)					\$55.00

SUBMITTED BY

Name (Print/Type)	Louis L. Wu	Registration No. (Attorney/Agent)	44,413	Telephone	(650) 330-0900
Signature		Date	December 16, 2003		

U.S. Serial No. 10/087,372
Supplemental Reply to Office Action

Atty Dkt No. 7610-0042.21

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Richard N. ELLSON et al.

Confirmation No.: 4669

Serial No.: 10/087,372

Group Art Unit: 2881

Filing Date: March 1, 2002

Examiner: Jack I. BERMAN

Title: METHOD AND SYSTEM USING ACOUSTIC EJECTION FOR PREPARING AND
ANALYZING A CELLULAR SAMPLE SURFACE

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SUPPLEMENTAL REPLY TO THE OFFICE ACTION OF JUNE 3, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

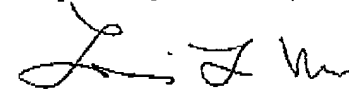
In response to a telephonic communication on December 16, 2003, from Dorothy Bell at the United States Patent and Trademark Office, submitted herewith is a signed Terminal Disclaimer, disclaiming the term of any patent issuing from this application that extends beyond the term of any patent issuing from U.S. Patent Application Serial No. 10/066,546, in order to expedite prosecution.

Accordingly, the application should now be in condition for allowance, and a prompt indication to that effect would be appreciated.

If the Examiner has any questions concerning this communication, he is welcome to contact the undersigned attorney at (650) 330-0900.

Respectfully submitted,

By:



Louis L. Wu
Registration No. 44,413

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